

213202.00499



JPW

PATENT APPLICATION

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	:	Examiner: Unassigned
JAMES SAMSOONDAR	)	
	:	Group Art Unit: 3736
Application No.: 10/823,778	)	
	:	Confirmation No.: 4689
Filed: April 14, 2004	)	
	:	
For: SPECTROSCOPIC METHOD AND	)	October 14, 2004
APPARATUS FOR ANALYTE	:	
MEASUREMENT	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

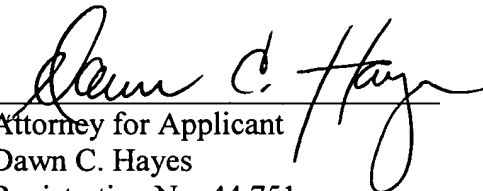
In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. In accordance with 37 C.F.R. § 1.97(h), this Information Disclosure Statement is not to be construed as an admission that the information cited is, or is considered to be, material to the patentability as defined in 37 C.F.R. § 1.56(b). This Information Disclosure Statement is also not to be construed as an admission that the documents being submitted constitute prior art within the meaning of 35 U.S.C. §§ 102 and/or 103.

CONCLUSION


It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3549. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

  
\_\_\_\_\_  
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FORM PTO 1449 (modified)  U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)				ATTY DOCKET NO. <b>213202.00499</b>		APPLICATION NO. <b>10/823,778</b>		
Date Submitted to PTO: <b>October 14, 2004</b>				APPLICANT <b>JAMES SAMSOONDAR</b>				
				FILING DATE <b>April 14, 2004</b>		GROUP <b>3736</b>		
U.S. PATENT DOCUMENTS								
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
		US 2003/0068822 A1	04/10/03	Jacobs, et al.	436	15		
		US 6,268,910 B1	07/31/01	Samsoondar, et al.	356	39		
		5,846,492	12/08/98	Jacobs, et al.	422	67		
		5,447,838	09/05/95	Meiklejohn, et al.	435	5		
		5,429,128	07/04/95	Cadell, et al.	128	633		
		5,361,758	11/08/94	Hall, et al.	128	633		
		5,310,679	05/10/94	Artiss, et al.	436	18		
		5,278,073	01/11/94	Grandjean	436	12		
		5,134,284	07/28/92	Volgyesi	250	252.1		
		4,866,644	09/12/89	Shenk, et al.	364	571.02		
		4,772,561	09/20/88	Genshaw	436	169		
		4,603,044	07/29/86	Geho, et al.	424	9		
		4,297,143	10/27/81	Kleinschmit, et al.	501	103		
		4,116,336	09/26/78	Sorensen, et al.	206	524.8		
		4,069,016	01/17/78	Wu	23	230 B		
		4,001,142	01/04/77	Turner	252	408		
FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT	
		WO 00/70350	11/23/00	PCT	G01N	33/68	Yes	
		WO 98/39634	09/11/98	PCT	G01N	21/27	Yes	
EXAMINER				DATE CONSIDERED				

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT
		<b>WO 98/38961</b>	<b>09/11/98</b>	<b>PCT</b>	<b>G01N</b>	<b>21/31</b>	<b>Yes</b>
		<b>2,283,154</b>	<b>09/11/98</b>	<b>Canada</b>	<b>G01N</b>	<b>21/27</b>	<b>Yes</b>
		<b>WO 97/47972</b>	<b>12/18/97</b>	<b>PCT</b>	<b>G01N</b>	<b>33/96</b>	<b>Yes</b>
		<b>2,169,803</b>	<b>11/20/96</b>	<b>Canada</b>	<b>G01N</b>	<b>33/96</b>	<b>Yes</b>
		<b>2,216,657</b>	<b>10/03/96</b>	<b>Canada</b>	<b>G01N</b>	<b>37/00</b>	<b>Yes</b>
		<b>WO 94/08225</b>	<b>04/14/94</b>	<b>PCT</b>	<b>G01N</b>	<b>21/27</b>	<b>Yes</b>
		<b>WO 87/06343</b>	<b>10/22/87</b>	<b>PCT</b>	<b>G01N</b>	<b>31/00</b>	<b>Yes</b>
		<b>EP 0 132 399 A1</b>	<b>01/30/85</b>	<b>Europe</b>	<b>G01N</b>	<b>33/52</b>	<b>Yes</b>
OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)							
		<b>Ozdemir, et al., "Hybrid Calibration Models: An Alternative to Calibration Transfer", Applied Spectroscopy, Vol. 52, No. 4, (1998), pages 599-603.</b>					
		<b>Blank, et al., "Transfer of Near-Infrared Multivariate Calibrations without Standards", Analytical Chemistry, Vol. 68, No. 17, (1996), pages 2987-2995.</b>					
		<b>Gemperline, et al., "Appearance of Discontinuities in Spectra Transformed by the Piecewise Direct Instrument Standardization Procedure", Analytical Chemistry, Vol. 68, No. 17, (1996), pages 2913-2915.</b>					
		<b>Blanco, et al., "Wavelength Calibration Transfer Between Diode Array UV-Visible Spectrophotometers", Applied Spectroscopy, Vol. 49, No. 5, (1995), pages 593-597.</b>					
		<b>Funk, et al., "Quality Assurance Chemistry", (1995), pages 50, and 68-72.</b>					
		<b>Bouveresse, et al., "Calibration Transfer Across Near-Infrared Spectrometric Instruments Using Shenk's Algorithm: Effects of Different Standardisation Samples", Analytica Chimica Acta, Vol. 297, (1994), pages 405-416.</b>					
		<b>"Measurement of Hemoglobin Concentration in Whole Blood", Tietz Textbook of Clinical Chemistry, 2nd Edition, (1994), pages 2020-2025, and 2069.</b>					
		<b>Wang, et al., "Multivariate Instrument Standardization", Analytical Chemistry, Vol. 63, No. 23, (1991), pages 2750-2756.</b>					
		<b>Martinek, "Liquid Absorbance Standards for Ultraviolet, Visible, and Near Infrared Spectrophotometry", J. Amer. Med. Technol., Vol. 40, (1978), pages 210-216.</b>					
		<b>Harboe, "A Method for Determination of Hemoglobin in Plasma by Near-Ultraviolet Spectrophotometry", Scandinv. J. Clin. &amp; Lab. Investigation, Vol. 11, (1959), pages 66-70.</b>					
EXAMINER				DATE CONSIDERED			

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